



DDR Program Quarterly Newsletter Driving While Intoxicated (DWI), Driving Under the Influence (DUI) & Boating Under the Influence (BUI)

July 2014



New DUI Law in Oklahoma: Governor of Oklahoma Signed OK House Bill 3240, the Aaron Gillming Act. The new law requires that drivers that convicted of a DUI, even if it is their first offense, be mandated to attend in a drug and alcohol evaluation/assessment program.

How much do you have to drink (BAC) for a DWI in OK?

- Individual's BAC is greater than .05 and less than .08 (either .06 or .07)

How much do you have to drink (BAC) for a DUI in OK?

- Under 21: .00% Zero Tolerance
- 21 or older: .08%
- Commercial: .04%

What if you refuse to take a chemical test in Oklahoma? Oklahoma has an implied consent law. That means that if you refuse to submit to a chemical test you will be subject to a fine and automatic license suspension.



- **Driving While Impaired in the State of Oklahoma is illegal. "Any person who operates a motor vehicle while his ability to operate such motor vehicle is impaired by the consumption of alcohol, or any other substance, other than alcohol, which is capable of being ingested, inhaled, injected or absorbed into the human body and is capable of adversely affecting the central nervous system, vision, hearing or other sensory or motor functions shall be subject to a fine of not less than One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00), or imprisonment in the county jail for not more than six (6) months, or by both such fine and imprisonment." This applies to .06 and .07 BAC.**

- **In the State of Oklahoma it is illegal to operate a motor vehicle with a blood alcohol concentration (BAC) of .08 percent or above. Oklahoma has lower BAC limitations for drivers of commercial vehicles. Oklahoma's DUI law also prohibits driving under the influence of drugs and alcohol or the combination of the two.**

- **The first time you receive a drunk driving conviction in the State of Oklahoma you will have your drivers license suspended for 30 days. You will also spend a minimum of 10 days in jail up to 1 year. You will also be fined up to \$1,000.**

- **The second DUI you receive in Oklahoma will be considered a felony conviction if it occurs within 10 years of the first DUI. You will be sent to jail for no less than 1 year and up to 5 years. You will also be fined up to \$2,500. Your drivers license will be suspended for a period of 6 months.**

- **Your 3rd and subsequent drunk driving convictions are all considered felonies. You will be imprisoned for a minimum of 1 year and possibly up to 10 years. Your fine will be up to \$10,000 and your drivers license will be suspended for 1 year. In addition to these costs you will also have to pay to have an ignition interlock device installed on your vehicle.**



Operation Dry Water

A National BUI awareness and enforcement campaign

Alcohol use is the leading known contributing factor in boater fatalities.



Operation Dry Water

A National BUI awareness and enforcement campaign

Boating Under the Influence can ruin a great day on the water.

BOATING UNDER THE INFLUENCE INITIATIVES (Operation Dry Water)

BUI is just as deadly as drinking and driving!

Did you know:

- A boat operator is likely to become impaired more quickly than a driver, drink for drink? The penalties for BUI can include large fines, revocation of operator privileges and serious jail terms.
- The use of alcohol is involved in about a third of all recreational boating fatalities?
- Every boater needs to understand the risks of boating under the influence of alcohol or drugs (BUI). It is illegal to operate a boat while under the influence of alcohol or drugs in every state. The Coast Guard also enforces a federal law that prohibits BUI. Alcohol affects judgment, vision, balance and coordination. These impairments increase the likelihood of accidents afloat – for both passengers and boat operators. U.S. Coast Guard data shows that in boating deaths involving alcohol use, over half the victims capsized their boats and/or fell overboard.

Alcohol is even more hazardous on the water than on land. The marine environment – motion, vibration, engine noise, sun, wind and spray – accelerates a drinker's impairment. These stressors cause fatigue that makes a boat operator's coordination, judgment and reaction time decline even faster when using alcohol.

APPROXIMATE BLOOD ALCOHOL PERCENTAGE									
Drinks	Body Weight in Pounds								Influenced
	100	120	140	160	180	200	220	240	
1	0.04	0.04	0.03	0.03	0.02	0.02	0.02	0.02	RARELY
2	0.09*	0.07*	0.06*	0.06*	0.05*	0.04	0.04	0.04	
3	0.13	0.11	0.09*	0.08*	0.07*	0.07*	0.06*	0.06*	
4	0.18	0.15	0.13	0.11	0.10	0.09*	0.08*	0.07*	POSSIBLY*
5	0.22	0.18	0.16	0.14	0.12	0.11	0.10	0.09*	
6	0.26	0.22	0.19	0.17	0.15	0.13	0.12	0.11	DEFINITELY
7	0.31	0.26	0.22	0.19	0.17	0.15	0.14	0.13	
8	0.35	0.29	0.25	0.22	0.20	0.18	0.16	0.15	
9	0.40	0.33	0.28	0.25	0.22	0.20	0.18	0.17	
10	0.44	0.37	0.31	0.28	0.24	0.22	0.20	0.18	

* The asterisk (*) indicates estimated levels of impairment that could mean the individual is possibly influenced.

APPROXIMATE BLOOD ALCOHOL PERCENTAGE CHART

This table gives a guide to average impacts of alcohol consumption. However, many factors, including prescription medications and fatigue, can affect an individual's response to alcohol, and impairment can affect much more quickly as a result. There is **NO** safe threshold for drinking and operating a boat, so do not assume you are safe just because you fall into the "rarely" or "possibly" influenced categories. Source: DMV, Operation Dry Water